

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2413/2dn

TAY:cmh:jf

March 31, 1999

Senator Robson:

Please review this draft carefully as there was a fair amount of confusion regarding the composition of the board. When reviewing the draft, please note the following:

1. The instructions specified that a person who, within the ten years prior to being appointed to the board, was a lobbyist, attorney, representative etc. for a tobacco company or was *in any other way* affiliated with a business that sells tobacco products would not be eligible to serve on the board. To avoid redundancy, I simply specified that a person who had had any affiliation with such a business within the last ten years is ineligible to serve.

2. Many companies are subsidiaries of tobacco companies, although they may have little to do with tobacco. For example, as I am sure you are aware, Oscar Mayer is a subsidiary of Kraft Foods which, in turn, is a subsidiary of Philip Morris. Are you sure you want to exclude people from the board who have *any* affiliation with a business that sells tobacco? Arguably, this would mean that a high school student whose mother works at Oscar Mayer would be ineligible to serve on the board, unless the student demonstrated a commitment to or expertise in reducing the consequences of tobacco use. Is that your intent?

3. Under the last draft, a physician with expertise in smoking-related illnesses or public health was to be included on the board. Under this draft, the expertise is to be in tumors, smoking cessation or public health. Was this your intent, given that there are many smoking-related illnesses other than cancer?

4. What is meant by "the human . . . consequences of tobacco use"? By "human" do you mean health? That was my assumption and therefore two board members are to be representatives of organizations that strive to reduce the health or economic consequences of tobacco use. I also did not know what was meant by "social consequences of tobacco use" so I did not include it in this draft. Can you give me some examples of social consequences that are neither health nor economic consequences? Also, did you intend that those representatives be from *nonprofit* organizations or from any organization, which is what the instructions read?

If you have any questions about this draft, or if any part of it does not effect your intent, I would be happy to meet with you to discuss your concerns.

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